

1 (ac) "Clinic hours" has the meaning given in s. 37.60 (1) (ac).

2 (ad) "Council" means the rural health development council.

3 (e) "Rural area" has the meaning given in s. 37.63 (1) (c).

4 **(2) ELIGIBILITY.** The board may repay, on behalf of a health care provider, up  
5 to \$25,000 in educational loans obtained by the health care provider from a public  
6 or private lending institution for education related to the health care provider's field  
7 of practice, as determined by the board with the advice of the council.

8 **(3) AGREEMENT.** (a) The board shall enter into a written agreement with the  
9 health care provider. In the agreement, the health care provider shall agree to  
10 practice at least 32 clinic hours per week for 3 years in one or more eligible practice  
11 areas in this state or in a rural area, except that a health care provider in the  
12 expanded loan assistance program under sub. (8) may only agree to practice at a  
13 public or private nonprofit entity in a health professional shortage area.

14 (b) The agreement shall specify that the responsibility of the board to make the  
15 payments under the agreement is subject to the availability of funds in the  
16 appropriations under s. 20.280 (1) (ks) and (qj) or collected as contributions under  
17 sub. (6) or as penalties under sub. (6m) (b).

18 **(4) LOAN REPAYMENT.** Principal and interest due on loans, exclusive of any  
19 penalties, may be repaid by the board at the following rate:

20 (a) Up to 40 percent of the principal of the loan or \$10,000, whichever is less,  
21 during the first year of participation in the program under this section.

22 (b) Up to an additional 40 percent of the principal of the loan or \$10,000,  
23 whichever is less, during the 2nd year of participation in the program under this  
24 section.

1 (c) Up to an additional 20 percent of the principal of the loan or \$5,000,  
2 whichever is less, during the 3rd year of participation in the program under this  
3 section.

4 (5) AVAILABILITY OF FUNDS; RIGHT OF ACTION AGAINST STATE. (a) The obligation of  
5 the board to make payments under an agreement entered into under sub. (3) is  
6 subject to the availability of funds in the appropriations under s. 20.280 (1) (ks) and  
7 (qj) or collected as contributions under sub. (6) or as penalties under sub. (6m) (b).

8 (b) If the cost of repaying the loans of all eligible applicants, when added to the  
9 cost of loan repayments scheduled under existing agreements, exceeds the total  
10 amount in the appropriations under s. 20.280 (1) (ks) and (qj) or collected as  
11 contributions under sub. (6) or as penalties under sub. (6m) (b), the board shall  
12 establish priorities among the eligible applicants based upon the following  
13 considerations:

14 1. The degree to which there is an extremely high need for medical care in the  
15 eligible practice area, health professional shortage area, or rural area in which an  
16 eligible applicant desires to practice.

17 2. The likelihood that an eligible applicant will remain in the eligible practice  
18 area, health professional shortage area, or rural area in which he or she desires to  
19 practice after the loan repayment period.

20 3. The per capita income of the eligible practice area, health professional  
21 shortage area, or rural area in which an eligible applicant desires to practice.

22 4. The financial or other support for health care provider recruitment and  
23 retention provided by individuals, organizations, or local governments in the eligible  
24 practice area, health professional shortage area, or rural area in which an eligible  
25 applicant desires to practice.

1           5. The geographic distribution of the health care providers who have entered  
2           into loan repayment agreements under this section and the geographic location of  
3           the eligible practice area, health professional shortage area, or rural area in which  
4           an eligible applicant desires to practice.

5           6. Other considerations that the board may specify.

6           (c) An agreement under sub. (3) does not create a right of action against the  
7           state, the university, or other instrumentalities of the state on the part of the health  
8           care provider or the lending institution for failure to make the payments specified  
9           in the agreement.

10          **(6) LOCAL PARTICIPATION.** The board shall encourage contributions to the  
11          program under this section by counties, cities, villages, and towns.

12          **(6m) PENALTIES.** (a) The board shall establish requirements for penalties to  
13          be assessed by the board against health care providers who breach an agreement  
14          entered into under sub. (3) (a). The requirements shall do all of the following:

- 15           1. Specify what actions constitute a breach of the agreement.
- 16           2. Provide specific penalty amounts for specific breaches.
- 17           3. Provide exceptions for certain actions, including breaches resulting from  
18          death or disability.

19          (b) The board shall use any penalties assessed and collected under this  
20          subsection for the program under this section.

21          **(7) ADMINISTRATION.** The board shall do all of the following:

- 22           (a) Identify communities with an extremely high need for health care.
- 23           (b) Publicize the program under this section to health care providers and  
24          eligible communities.

1 (c) Assist health care providers who are interested in applying for the program  
2 under this section.

3 (d) Assist communities in obtaining the services of health care providers  
4 through the program under this section.

5 (e) Notwithstanding subs. (3) (b) and (5) (a) and (b), ensure that moneys  
6 appropriated under s. 20.280 (1) (qj) are used under this section only to repay loans  
7 on behalf of health care providers who agree to practice in a rural area.

8 **(8) EXPANDED LOAN ASSISTANCE PROGRAM.** The board may agree to repay loans  
9 as provided under this section on behalf of a health care provider under an expanded  
10 health care provider loan assistance program that is funded through federal funds  
11 in addition to state matching funds. To be eligible for loan repayment under the  
12 expanded health care provider loan assistance program, a health care provider must  
13 fulfill all of the requirements for loan repayment under this section, as well as all of  
14 the following:

15 (a) The health care provider must be a U.S. citizen.

16 (b) The health care provider may not have a judgment lien against his or her  
17 property for a debt to the United States.

18 (c) The health care provider must agree to do all of the following:

19 1. Accept medicare assignment as payment in full for services or articles  
20 provided.

21 2. Use a sliding fee scale or a comparable method of determining payment  
22 arrangements for patients who are not eligible for medicare or medical assistance  
23 and who are unable to pay the customary fee for the health care provider's services.

24 3. Practice at a public or private nonprofit entity in a health professional  
25 shortage area.

1           **37.62 Rural health development council.** The rural health development  
2 council created under s. 15.917 (1) shall do all of the following:

3           (1) Advise the board on matters related to the physician loan assistance  
4 program under s. 37.60 and the health care provider loan assistance program under  
5 s. 37.61.

6           (2) Advise the board on the amount, up to \$25,000, to be repaid on behalf of each  
7 health care provider who participates in the health care provider loan assistance  
8 program under s. 37.61.

9           **SECTION 337.** 38.23 (4) of the statutes is amended to read:

10           38.23 (4) Nothing in this section or s. 36.12 or 37.12 prevents institutions from  
11 segregating students in dormitories based on sex.

12           **SECTION 338.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

13           38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
14 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128  
15 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
16 for which the person received remission of fees from any other district board under  
17 this subsection ~~and~~, from the Board of Regents under s. 36.27 (3n) (b), and from the  
18 Board of Trustees under s. 37.27 (3n) (b), and less the amount of any fees paid under  
19 38 USC 3319, to any resident student who is also any of the following:

20           **SECTION 339.** 38.24 (8) (b) of the statutes is amended to read:

21           38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full  
22 remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters,  
23 whichever is longer, less the number of credits or semesters for which the person  
24 received remission of fees from any other district board under this subsection ~~and~~,  
25 from the Board of Regents under s. 36.27 (3p), and from the Board of Trustees under

1 s. 37.27 (3p), and less the amount of any fees paid under 10 USC 2107 (c), 38 USC  
2 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran.

3 **SECTION 340.** 39.16 (1) of the statutes is amended to read:

4 39.16 (1) There is created a medical education review committee consisting of  
5 9 members as follows. Seven members shall be appointed by the governor for  
6 staggered 5-year terms, and shall be selected from citizens with broad knowledge of  
7 medical education who are currently not associated with either of the medical schools  
8 of this state. The remaining members of the committee shall be the president  
9 chancellor of the University of ~~Wisconsin System~~ Wisconsin-Madison or a designee,  
10 and the president of the Medical College of Wisconsin, Inc. or a designee.

11 **SECTION 341.** 39.16 (2) (a) of the statutes is amended to read:

12 39.16 (2) (a) Stimulate the development of cooperative programs by the  
13 Medical College of Wisconsin, Inc. and the University of ~~Wisconsin-Madison~~ Medical  
14 Wisconsin School of Medicine and Public Health, and advise the governor and  
15 legislature on the viability of such cooperative arrangements.

16 **SECTION 342.** 39.30 (1) (e) of the statutes is amended to read:

17 39.30 (1) (e) "Resident student" shall be determined under s. 36.27 or 37.27, so  
18 far as applicable.

19 **SECTION 343.** 39.30 (3) (a) of the statutes is amended to read:

20 39.30 (3) (a) From the total tuition charged the student by the institution,  
21 subtract the amount of the resident academic fee charged at the ~~Madison campus of~~  
22 the University of ~~Wisconsin System~~ Wisconsin-Madison.

23 **SECTION 344.** 39.32 (1) (b) of the statutes is amended to read:

24 39.32 (1) (b) "Resident student" shall be determined under s. 36.27 or 37.27,  
25 so far as applicable.

1           **SECTION 345.** 39.325 (1) of the statutes is amended to read:

2           39.325 (1) There is established, to be administered by the board, a Wisconsin  
3 health education loan program under P.L. 94-484, on July 29, 1979, in order to  
4 provide financial aid to medical and dentistry students enrolled in the University of  
5 Wisconsin Medical School of Medicine and Public Health, the Medical College of  
6 Wisconsin, or the Marquette University School of Dentistry.

7           **SECTION 346.** 39.40 (2) (a) of the statutes is amended to read:

8           39.40 (2) (a) Are registered as juniors or seniors, or hold a bachelor's degree and  
9 are registered as special students, in the University of Wisconsin-Madison, in the  
10 University of Wisconsin System, or in an accredited, private institution of higher  
11 education located in this state.

12          **SECTION 347.** 39.41 (2) (a) of the statutes is amended to read:

13          39.41 (2) (a) If a designated scholar under sub. (1m) is admitted to and enrolls,  
14 on a full-time basis, by September 30 of the academic year immediately following the  
15 school year in which the senior was designated a scholar, in the University of  
16 Wisconsin-Madison, in an institution within the University of Wisconsin System, or  
17 in a technical college district school that is participating in the program under this  
18 section, the scholar shall receive a higher education scholarship that exempts the  
19 scholar from all tuition and fees, including segregated fees, at ~~the~~ that university,  
20 institution, or district school for one year, except that the maximum scholarship for  
21 a scholar who receives an original scholarship for the 1996-97 academic year or for  
22 any academic year thereafter may not exceed \$2,250 per academic year.

23          **SECTION 348.** 39.41 (2) (b) of the statutes is amended to read:

24          39.41 (2) (b) For each year that a scholar who receives a scholarship under par.  
25 (a) is enrolled full time, maintains at least a 3.000 grade point average, or the

**SECTION 348**

1 equivalent as determined by the university, institution, or district school, and makes  
2 satisfactory progress toward an associate degree, a bachelor's degree, or a vocational  
3 diploma, the student shall be exempt from all tuition and fees, including segregated  
4 fees, in the subsequent year or, if the scholar does not enroll in a participating  
5 institution of higher education in the subsequent year, in the 2nd year following the  
6 year in which the scholar received the scholarship, except that the maximum  
7 scholarship for a scholar who receives an original scholarship for the 1996-97  
8 academic year or for any academic year thereafter may not exceed \$2,250 per  
9 academic year. No scholar is eligible for an exemption for more than 4 years in the  
10 University of Wisconsin-Madison or the University of Wisconsin System or more  
11 than 3 years at a district school.

12 **SECTION 349.** 39.41 (2) (c) of the statutes is amended to read:

13 39.41 (2) (c) Subject to sub. (4), for each year the student is exempt from tuition  
14 and fees under par. (a) or (b), the board shall pay the university, institution, or district  
15 school, on behalf of the student, an amount equal to 50% of the student's tuition and  
16 fees, except that the maximum payment for a student who receives an original  
17 scholarship for the 1996-97 academic year or for any academic year thereafter may  
18 not exceed \$1,125 per academic year.

19 **SECTION 350.** 39.41 (4) (a) of the statutes is amended to read:

20 39.41 (4) (a) The board shall make the payments under subs. (2) (c) and (3) only  
21 if the university, institution, district school, or private institution matches the  
22 amount of the payment from institutional funds, gifts, or grants. Beginning in the  
23 1992-93 school year, the matching requirement under this paragraph for the  
24 institutions within the University of Wisconsin System shall be satisfied by  
25 payments of an amount equal to the total payments from the institutions made under



1 this paragraph in the 1991-92 school year and, if such payments are insufficient to  
2 satisfy the matching requirement, by the waiver of academic fees established under  
3 s. 36.27. Beginning in the 2011-12 school year, the matching requirement under this  
4 paragraph for the University of Wisconsin-Madison shall be satisfied by payments  
5 of an amount equal to the total payments from the University of Wisconsin-Madison  
6 made under this paragraph in the 1991-92 school year and, if such payments are  
7 insufficient to satisfy the matching requirement, by the waiver of academic fees  
8 established under s. 37.27.

9 **SECTION 351.** 39.41 (5) (a) 1. of the statutes is amended to read:

10 39.41 (5) (a) 1. Each institution within the University of Wisconsin System,  
11 technical college district school and private institution of higher education that  
12 wishes to participate in the scholarship program under this section in academic year  
13 1999-2000 and thereafter shall notify the board by October 1, 1998, that the  
14 institution wishes to participate. Notification as required under this subdivision  
15 provided by the University of Wisconsin-Madison prior to the effective date of this  
16 subdivision .... [LRB inserts date], shall be considered notification that the  
17 University of Wisconsin-Madison wishes to participate in the scholarship program  
18 under this section.

19 **SECTION 352.** 39.435 (7) (b) 1. of the statutes is amended to read:

20 39.435 (7) (b) 1. The board shall determine the percentage by which the  
21 undergraduate academic fees that will be charged for the next academic year at the  
22 University of Wisconsin-Madison and at each institution within the University of  
23 Wisconsin System, as estimated by the board, will increase or decrease from the  
24 undergraduate academic fees charged for the current academic year.

25 **SECTION 353.** 39.435 (7) (b) 1m. of the statutes is amended to read:

1           39.435 (7) (b) 1m. The board shall determine the percentage by which the  
2 undergraduate academic fees that will be charged for the academic year after the  
3 next academic year at the University of Wisconsin-Madison and at each institution  
4 within the University of Wisconsin System, as estimated by the board, will increase  
5 or decrease from the estimated undergraduate academic fees that will be charged for  
6 the next academic year.

7           **SECTION 354.** 39.435 (8) of the statutes is amended to read:

8           39.435 (8) The board shall award grants under this section to University of  
9 Wisconsin-Madison and University of Wisconsin System students from the  
10 appropriation under s. 20.235 (1) (fe).

11          **SECTION 355.** 39.437 (4) (a) of the statutes is amended to read:

12          39.437 (4) (a) By February 1 of each year, the Board of Trustees of the  
13 University of Wisconsin-Madison shall provide to the office of the Wisconsin  
14 Covenant Scholars Program in the department of administration information  
15 relating to the resident undergraduate academic fees charged to attend that  
16 university for the current academic year, the Board of Regents of the University of  
17 Wisconsin System shall provide to ~~the that~~ office of the Wisconsin Covenant Scholars  
18 Program ~~in the department of administration~~ information relating to the resident  
19 undergraduate academic fees charged to attend each of the institutions within that  
20 system for the current academic year, the technical college system board shall  
21 provide to that office information relating to the fees under s. 38.24 (1m) (a) to (c)  
22 charged to attend each of the technical colleges within that system for the current  
23 academic year, each tribally controlled college in this state shall provide to that office  
24 information relating to the tuition and fees charged to attend the tribal college for  
25 the current academic year, and the Wisconsin Association of Independent Colleges

1 and Universities or a successor organization shall provide to that office information  
2 relating to tuition and fees charged to attend each of the private, nonprofit,  
3 accredited institutions of higher education in this state for the current academic  
4 year.

5 **SECTION 356.** 39.437 (4) (b) of the statutes is amended to read:

6 39.437 (4) (b) By April 1 of each year, the office of the Wisconsin Covenant  
7 Scholars Program in the department of administration shall determine the average  
8 of the resident undergraduate academic fees charged for the current academic year  
9 at the University of Wisconsin-Madison, the average of the resident undergraduate  
10 academic fees charged for the current academic year among the institutions within  
11 the University of Wisconsin System, the average of the fees under s. 38.24 (1m) (a)  
12 to (c) charged for the current academic year among the technical colleges in this state,  
13 the average of the tuition and fees charged for the current academic year among the  
14 tribally controlled colleges in this state, and the average of the tuition and fees  
15 charged for the current academic year among the private, nonprofit, accredited  
16 institutions of higher education in this state.

17 **SECTION 357.** 39.50 (1m) of the statutes is created to read:

18 39.50 (1m) UNIVERSITY OF WISCONSIN. At the end of each semester, the Board  
19 of Trustees of the University of Wisconsin-Madison shall certify to the board the  
20 number of students enrolled in the University of Wisconsin-Madison to whom any  
21 fees or nonresident tuition has been remitted under s. 37.27 (3n) or (3p), the number  
22 of credits for which those fees or that nonresident tuition has been remitted, and the  
23 amount of fees and nonresident tuition remitted. Subject to sub. (3m), if the board  
24 approves the information certified under this subsection, the board, from the

appropriation account under s. 20.235 (1) (fz), shall reimburse the board of trustees for the full amount of fees and nonresident tuition remitted.

**SECTION 358.** 39.50 (3m) of the statutes is amended to read:

39.50 (3m) REMISSION OF FEES; PRORATED REIMBURSEMENT. In June of each fiscal year, the board shall determine the total amount of fees and nonresident tuition remitted by the <sup>Board of Regents</sup> ~~board of regents~~ <sup>the</sup> ~~and~~ <sup>=</sup> ~~board of trustees~~ <sup>=</sup> that are eligible for reimbursement under sub. subs. (1) and (1m) and fees remitted by the district boards that are eligible for reimbursement under sub. (2). If the moneys appropriated under s. 20.235 (1) (fz) are not sufficient to reimburse the <sup>Board of Regents</sup> ~~board of regents~~ <sup>=</sup> ~~and the board~~ <sup>=</sup> ~~of trustees~~ for the full amount of those fees and that nonresident tuition and each district board for the full amount of those fees, the board shall prorate the reimbursement paid under subs. (1), and (1m), and (2) in the proportion that the moneys available bears to the total amount eligible for reimbursement under subs. (1), (1m), and (2).

**SECTION 359.** 39.50 (4) of the statutes is amended to read:

39.50 (4) REIMBURSEMENT OF VETERANS AND DEPENDENTS; PRORATED REIMBURSEMENT. In each fiscal year, the higher educational aids board shall determine the total amount of reimbursement due to students under ss. 36.27 (3n) (bm) 1. and (3p) (bm) 1., 37.27 (3n) (bm) 1. and (3p) (bm) 1., and 38.24 (7) (bm) 1. and (8) (bm) 1. If the moneys appropriated under s. 20.235 (1) (fz) are not sufficient to provide full reimbursement to those students, the higher educational aids board shall prorate the reimbursement paid to those students under ss. 36.27 (3n) (bm) 1. and (3p) (bm) 1., 37.27 (3n) (bm) 1. and (3p) (bm) 1., and 38.24 (7) (bm) 1. and (8) (bm) 1. in the proportion that the moneys available bears to the total amount eligible for reimbursement under ss. 36.27 (3n) (bm) 1. and (3p) (bm) 1., 37.27 (3n) (bm) 1. and

1 (3p) (bm) 1., and 38.24 (7) (bm) 1. and (8) (bm) 1. If the higher educational aids board  
2 prorates reimbursement under this subsection, the Board of Regents shall reimburse  
3 a student who is eligible for reimbursement under s. 36.27 (3n) (bm) 1. or (3p) (bm)  
4 1., the Board of Trustees shall reimburse a student who is eligible for reimbursement  
5 under s. 37.27 (3n) (bm) 1. or (3p) (bm) 1., and the appropriate technical college  
6 district board shall reimburse a student who is eligible for reimbursement under s.  
7 38.24 (7) (bm) 1. or (8) (bm) 1., in an amount that is equal to the difference between  
8 the amount of reimbursement for which the student is eligible and the amount of  
9 reimbursement paid by the higher educational aids board.

10 **SECTION 360.** 40.02 (22) (em) of the statutes is amended to read:

11 40.02 (22) (em) For Wisconsin retirement system purposes only, for a member  
12 of ~~the~~ a faculty, as defined in s. 36.05 (8) or 37.01 (6), of a university who is on  
13 sabbatical leave under s. 36.11 (17) or 37.11 (17), means the compensation that would  
14 have been payable to the participant, at the participant's rate of pay immediately  
15 prior to beginning the sabbatical leave, for service that would have been rendered at  
16 the university during the period of the sabbatical leave if the participant had  
17 continued to render services for the participant's employer during that period.  
18 Contributions and premiums on earnings considered to be received under this  
19 paragraph shall be paid as required under s. 40.05.

20 **SECTION 361.** 40.02 (25) (b) 2. of the statutes is amended to read:

21 40.02 (25) (b) 2. Any person employed as a graduate assistant and other  
22 employees-in-training as are designated by the ~~board of regents~~ <sup>Board of Regents</sup> or board of trustees  
23 of the university, who are employed on at least a one-third full-time basis.

24 **SECTION 362.** 40.02 (48) (c) of the statutes is amended to read:

**SECTION 362**

1           40.02 (48) (c) In s. 40.65, “protective occupation participant” means a  
2     participating employee who is a police officer, fire fighter, an individual determined  
3     by a participating employer under par. (a) or (bm) to be a protective occupation  
4     participant, county undersheriff, deputy sheriff, state probation and parole officer,  
5     county traffic police officer, conservation warden, state forest ranger, field  
6     conservation employee of the department of natural resources who is subject to call  
7     for forest fire control or warden duty, member of the state traffic patrol, state motor  
8     vehicle inspector, University of Wisconsin Wisconsin-Madison or University of  
9     Wisconsin System full-time police officer, guard or any other employee whose  
10    principal duties are supervision and discipline of inmates at a state penal institution,  
11    excise tax investigator employed by the department of revenue, person employed  
12    under s. 61.66 (1), or special criminal investigation agent employed by the  
13    department of justice.

14           **SECTION 363.** 40.02 (54) (hm) of the statutes is created to read:

15           40.02 (54) (hm) The University of Wisconsin-Madison.

16           **SECTION 364.** 40.02 (57) of the statutes is amended to read:

17           40.02 (57) “University” means the University of Wisconsin System under ch.  
18    36 or the University of Wisconsin-Madison under ch. 37.

19           **SECTION 365.** 40.05 (4) (b) of the statutes is amended to read:

20           40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused  
21    sick leave under ss. 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10, and 757.02 (5) and  
22    subch. I, V, or VI of ch. 111 of any eligible employee shall, at the time of death, upon  
23    qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1)  
24    or upon termination of creditable service and qualifying as an eligible employee  
25    under s. 40.02 (25) (b) 6. or 10., be converted, at the employee’s highest basic pay rate

1 he or she received while employed by the state, to credits for payment of health  
2 insurance premiums on behalf of the employee or the employee's surviving insured  
3 dependents. Any supplemental compensation that is paid to a state employee who  
4 is classified under the state classified civil service as a teacher, teacher supervisor,  
5 or education director for the employee's completion of educational courses that have  
6 been approved by the employee's employer is considered as part of the employee's  
7 basic pay for purposes of this paragraph. The full premium for any eligible employee  
8 who is insured at the time of retirement, or for the surviving insured dependents of  
9 an eligible employee who is deceased, shall be deducted from the credits until the  
10 credits are exhausted and paid from the account under s. 40.04 (10), and then  
11 deducted from annuity payments, if the annuity is sufficient. The department shall  
12 provide for the direct payment of premiums by the insured to the insurer if the  
13 premium to be withheld exceeds the annuity payment. Upon conversion of an  
14 employee's unused sick leave to credits under this paragraph or par. (bf), the  
15 employee or, if the employee is deceased, the employee's surviving insured  
16 dependents may initiate deductions from those credits or may elect to delay  
17 initiation of deductions from those credits, but only if the employee or surviving  
18 insured dependents are covered by a comparable health insurance plan or policy  
19 during the period beginning on the date of the conversion and ending on the date on  
20 which the employee or surviving insured dependents later elect to initiate  
21 deductions from those credits. If an employee or an employee's surviving insured  
22 dependents elect to delay initiation of deductions from those credits, an employee or  
23 the employee's surviving insured dependents may only later elect to initiate  
24 deductions from those credits during the annual enrollment period under par. (be).  
25 A health insurance plan or policy is considered comparable if it provides hospital and

1 medical benefits that are substantially equivalent to the standard health insurance  
2 plan established under s. 40.52 (1).

3 **SECTION 366.** 40.05 (4) (bm) of the statutes is amended to read:

4 40.05 (4) (bm) Except as provided under par. (bp), accumulated unused sick  
5 leave under ss. 36.30, 37.30, and 230.35 (2) or 233.10 of any eligible employee shall,  
6 upon request of the employee at the time the employee is subject to layoff under s.  
7 40.02 (40), be converted at the employee's highest basic pay rate he or she received  
8 while employed by the state to credits for payment of health insurance premiums on  
9 behalf of the employee. Any supplemental compensation that is paid to a state  
10 employee who is classified under the state classified civil service as a teacher, teacher  
11 supervisor or education director for the employee's completion of educational courses  
12 that have been approved by the employee's employer is considered as part of the  
13 employee's basic pay for purposes of this paragraph. The full amount of the required  
14 employee contribution for any eligible employee who is insured at the time of the  
15 layoff shall be deducted from the credits until the credits are exhausted, the  
16 employee is reemployed, or 5 years have elapsed from the date of layoff, whichever  
17 occurs first.

18 **SECTION 367.** 40.05 (4) (bp) 1. of the statutes is amended to read:

19 40.05 (4) (bp) 1. Except as provided in subds. 2. and 3., for sick leave which  
20 accumulates beginning on August 1, 1987, conversion under par. (b) or (bm) of  
21 accumulated unused sick leave under s. 36.30 or 37.30 to credits for payment of  
22 health insurance premiums shall be limited to the annual amounts of sick leave  
23 specified in this subdivision. For faculty and academic staff personnel who are  
24 appointed to work 52 weeks per year, conversion is limited to 8.5 days of sick leave  
25 per year. For faculty and academic staff personnel who are appointed to work 39



1 weeks per year, conversion is limited to 6.4 days of sick leave per year. For faculty  
2 and academic staff personnel not otherwise specified, conversion is limited to a  
3 number of days of sick leave per year to be determined by the secretary by rule, in  
4 proportion to the number of weeks per year appointed to work.

5 **SECTION 368.** 40.05 (4) (bp) 2. of the statutes is amended to read:

6 40.05 (4) (bp) 2. The limits on conversion of accumulated unused sick leave  
7 which are specified under subd. 1. may be waived for nonteaching faculty who are  
8 appointed to work 52 weeks per year and nonteaching academic staff personnel if the  
9 secretary of administration determines that a sick leave accounting system  
10 comparable to the system used by the state for employees in the classified service is  
11 in effect at the University of Wisconsin-Madison or the institution, as defined in s.  
12 36.05 (9), and if the University of Wisconsin-Madison or the institution regularly  
13 reports on the operation of its sick leave accounting system to the ~~board of trustees~~  
14 ~~of the University of Wisconsin-Madison or the~~ board of regents of the University of  
15 Wisconsin System or the Board of Trustees of the University of Wisconsin-Madison

16 **SECTION 369.** 40.05 (4) (bp) 3. of the statutes is amended to read:

17 40.05 (4) (bp) 3. The limits on conversion of accumulated unused sick leave  
18 which are specified under subd. 1. may be waived for teaching faculty or teaching  
19 academic staff at the University of Wisconsin-Madison or any institution, as defined  
20 in s. 36.05 (9), if the secretary of administration determines all of the following:

21 a. That administrative procedures for the crediting and use of earned sick leave  
22 for teaching faculty and teaching academic staff on a standard comparable to a  
23 scheduled 40-hour work week are in operation at the University of  
24 Wisconsin-Madison or institution.

b. That a sick leave accounting system for teaching faculty and teaching academic staff comparable to the system used by state employees in the classified service is in effect at the University of Wisconsin-Madison or institution.

c. That the University of Wisconsin-Madison or institution regularly reports on the operation of its sick leave accounting system to the ~~board of trustees of the~~ Board of Regents ~~University of Wisconsin-Madison or the board of regents~~ of the University of Wisconsin System or the Board of Trustees of the University of Wisconsin-Madison

**SECTION 370.** 40.05 (5) (a) of the statutes is amended to read:

40.05 (5) (a) For teachers in the unclassified service of the state employed by the ~~board of regents of the university~~ Board of Regents of the University of Wisconsin System or for teachers employed by the Board of Trustees of the University of Wisconsin-Madison, no contribution if the teacher has less than one year of state creditable service and an amount equal to the gross premium for coverage subject to a 130-day waiting period if the teacher has one year or more of state creditable service.

**SECTION 371.** 40.05 (5) (b) 4. of the statutes is amended to read:

40.05 (5) (b) 4. The accrual and crediting of sick leave shall be determined in accordance with ss. 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10 and 757.02 (5) and subch. I, V, or VI of ch. 111.

**SECTION 372.** 40.22 (2) (g) of the statutes is amended to read:

40.22 (2) (g) The employee is appointed by the ~~university~~ board of regents of ~~the University of Wisconsin System~~ under s. 36.19, by the board of trustees of the ~~University of Wisconsin-Madison~~ under s. 37.19, or by the University of Wisconsin Hospitals and Clinics Authority, as a student assistant or employee in training or is appointed by a school or other education system in which the person is regularly

*changed*  
*NOTE: We changed the (1055- reference*  
*from S. 37.19 to S. 37.19(1). Is that okay?*

1 enrolled as a student and is attending classes to perform services incidental to the  
2 person's course of study at that school or education system.

3 **SECTION 373.** 40.22 (2) (h) of the statutes is amended to read:

4 40.22 (2) (h) The employee is teaching while on leave from an educational  
5 institution not a part of the University of Wisconsin-Madison or University of  
6 Wisconsin System, if the person is a visiting professor, visiting associate professor,  
7 visiting assistant professor or visiting lecturer at the university and if the  
8 employment at the university is all within 12 consecutive calendar months. If the  
9 employment at the university is continued beyond the 12-month period the person  
10 shall, at the start of the 13th consecutive calendar month of employment, come under  
11 the system for future service.

12 **SECTION 374.** 40.52 (3) of the statutes is amended to read:

13 40.52 (3) The group insurance board, after consulting with the board of regents  
14 Board of Trustees of the University of Wisconsin-Madison and the Board of Regents  
15 of the University of Wisconsin System, shall establish the terms of a health insurance  
16 plan for graduate assistants, and for employees-in-training designated by the ~~board~~  
17 ~~of regents~~ Board of Regents, who are employed on at least a one-third full-time basis  
18 and for teachers who are employed on at least a one-third full-time basis by the  
19 University of Wisconsin-Madison or University of Wisconsin System with an  
20 expected duration of employment of at least 6 months but less than one year.

21 **SECTION 375.** 40.62 (2) of the statutes is amended to read:

22 40.62 (2) Sick leave accumulation shall be determined in accordance with rules  
23 of the department, any collective bargaining agreement under subch. I, V, or VI of  
24 ch. 111, and ss. 13.121 (4), 36.30, 37.30, 49.825 (4) (d), 49.826 (4) (d), 230.35 (2),  
25 233.10, 757.02 (5) and 978.12 (3).

**SECTION 376.** 40.95 (1) (a) 1. of the statutes is amended to read:

40.95 (1) (a) 1. The employee accrues accumulated unused sick leave under s. 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10 or 757.02 (5).

\*\*\*\*NOTE: Other changes to ch. 40 may be necessary to maintain the benefits of UW employees. Also, changes may be necessary to ensure that current employees maintain their employment.

**SECTION 377.** 44.02 (5g) (a) of the statutes is amended to read:

44.02 (5g) (a) Not charge a fee for use of the main library by any member of the historical society, any member of the faculty or academic staff of the University of Wisconsin-Madison or University of Wisconsin System, any student enrolled in the University of Wisconsin-Madison or University of Wisconsin System or any other person exempted by rule of the historical society. The historical society may not charge a fee for use of the main library by any other person unless the historical society submits a fee schedule to the joint committee on finance that includes the specific fee to be charged to different categories of persons and an identification of any persons exempted by rule of the historical society. The fee schedule of the historical society shall be implemented if the committee approves the report, or does not schedule a meeting for the purpose of reviewing the report within 14 working days after receipt of the report.

**SECTION 378.** 44.14 (1) of the statutes is amended to read:

44.14 (1) It is the purpose of this section to establish a more economical system of handling federal documents in this state in such a way as to effect savings of staff and space to the participating libraries, both state and local; to make such documents more available to more of the people, colleges and libraries of the state, in accordance with the purposes of the federal depository act of 1895 and the needs of the citizens of the state; and to make possible substantial economies in the publication costs of

1 such documents at the federal level as well. To this end the state documents  
2 depository established by s. 44.06 may acquire and establish a central state  
3 depository and loan collection of federal documents for the benefit of the University  
4 of Wisconsin-Madison and University of Wisconsin System, the state law library, the  
5 depository libraries and such other college and public libraries in this state as may  
6 desire to share in the benefits of this loan collection.

7 **SECTION 379.** 44.14 (2) of the statutes is amended to read:

8 44.14 (2) The University of Wisconsin-Madison, the University of Wisconsin  
9 System, and the public and other participating libraries, federal regulations  
10 permitting, may transfer outright or may loan indefinitely to this central depository  
11 any or all federal documents now in their possession which in their opinion are so  
12 little used for ready reference purposes as to make their retention unnecessary if  
13 copies are available on loan from the central depository loan collection.

14 **SECTION 380.** 45.03 (13) (L) of the statutes is amended to read:

15 45.03 (13) (L) Provide verification to the educational institution of the  
16 information required under s. 36.27 (3p) (a), 37.27 (3p) (a), or 38.24 (8) (a).

17 **SECTION 381.** 45.03 (13) (m) of the statutes is amended to read:

18 45.03 (13) (m) Provide verification to the educational institution of the  
19 information required under s. 36.27 (3n) (a), 37.27 (3n) (a), or 38.24 (7) (a).

20 **SECTION 382.** 45.20 (1) (d) of the statutes is amended to read:

21 45.20 (1) (d) "Tuition," when referring to the University of Wisconsin-Madison  
22 or University of Wisconsin System, means academic fees and segregated fees; when  
23 referring to the technical colleges, means "program fees" and "additional fees" as  
24 described in s. 38.24 (1m) and (1s); and when referring to a high school, a school that

1 is approved under s. 45.03 (11), or a proprietary school that is approved under s.  
2 38.50, means the charge for the courses for which a person is enrolled.

3 **SECTION 383.** 45.60 (3) (b) of the statutes is amended to read:

4 45.60 (3) (b) A funeral director may issue a tuition voucher in the amount of  
5 \$25 to an individual who sounds "Taps" on a bugle, trumpet, or cornet during each  
6 funeral for which military honors are held in this state for a person described in sub.  
7 (1) and who is a student in grades 6 to 12 or at an institution of higher education, as  
8 defined under s. 895.515 (1) (b). The tuition voucher may be used at any time for the  
9 payment of tuition and required program activity fees at a University of Wisconsin  
10 System institution as provided under s. 36.27 (3r), the University of  
11 Wisconsin-Madison under s. 37.27 (3r), or a technical college as provided under s.  
12 38.24 (6). The department shall encourage private institutions of higher education  
13 to accept the vouchers. The vouchers are not transferable.

14 **SECTION 384.** 46.042 of the statutes is amended to read:

15 **46.042 Treatment program for emotionally disturbed children.** The  
16 department shall establish a program for the intensive treatment of emotionally  
17 disturbed children. The program shall be operated by the Mendota Mental Health  
18 Institute and be subject to all federal and state laws, rules, and regulations that  
19 apply to the institute. Operational planning shall provide close interrelationship  
20 between the department and the University of Wisconsin ~~Medical School~~ of Medicine  
21 and Public Health for conduct of educational and research programs.

22 **SECTION 385.** 46.21 (2) (b) of the statutes is amended to read:

23 46.21 (2) (b) May make such arrangements with the University of  
24 Wisconsin-Madison ~~Medical~~ Wisconsin School of Medicine and Public Health or the  
25 Medical College of Wisconsin, or any other duly accredited medical colleges and

1 medical societies for teaching and research in such institutions as in its judgment  
2 will best promote the purpose of hospitals and sanatoriums under sub. (4m).

3 **SECTION 386.** 48.84 (1) of the statutes is amended to read:

4 48.84 (1) Before a child may be placed under s. 48.833 for adoption by a  
5 proposed adoptive parent who has not previously adopted a child, before a proposed  
6 adoptive parent who has not previously adopted a child may petition for placement  
7 of a child for adoption under s. 48.837, and before a proposed adoptive parent who  
8 has not previously adopted a child may bring a child into this state for adoption under  
9 s. 48.839, the proposed adoptive parent shall complete the preadoption preparation  
10 required under this section. The preparation shall be provided by a licensed child  
11 welfare agency, a licensed private adoption agency, the state adoption information  
12 exchange under s. 48.55, the state adoption center under s. 48.55, a state-funded  
13 foster care and adoption resource center, a state-funded postadoption resource  
14 center, a technical college district school, the University of Wisconsin-Madison, or  
15 an institution or college campus within the University of Wisconsin System. If the  
16 proposed adoptive parent does not reside in this state, he or she may meet this  
17 requirement by obtaining equivalent preparation in his or her state of residence.

18 **SECTION 387.** 49.45 (8r) of the statutes is amended to read:

19 49.45 (8r) PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. The rate  
20 of payment for obstetric and gynecological care provided in primary care shortage  
21 areas, as defined in s. ~~36.60~~ 37.60 (1) (cm), or provided to recipients of medical  
22 assistance who reside in primary care shortage areas, that is equal to 125% of the  
23 rates paid under this section to primary care physicians in primary care shortage  
24 areas, shall be paid to all certified primary care providers who provide obstetric or  
25 gynecological care to those recipients.

1           **SECTION 388.** 50.38 (10) of the statutes is amended to read:

2           50.38 (10) In each state fiscal year, the secretary of administration shall  
3 transfer from the critical access hospital assessment fund to the Medical Assistance  
4 trust fund an amount equal to the amount collected under sub. (2) (b) minus the state  
5 share of the amount required to be expended under s. 49.45 (3) (e) 12., minus the  
6 amounts appropriated under ~~s. ss. 20.280 (1) (qe) and (qj) and 20.285 (1) (qe) and (qj),~~  
7 and minus any refunds paid to critical access hospitals from the critical access  
8 hospital assessment fund under sub. (6m) (a) in that fiscal year.

9           **SECTION 389.** 59.56 (3) (a) of the statutes is amended to read:

10          59.56 (3) (a) *Creation.* A board may establish and maintain an educational  
11 program in cooperation with the University of Wisconsin System, referred to in this  
12 subsection as "University Extension Program".

13          **SECTION 390.** 59.56 (3) (c) 2. of the statutes is amended to read:

14          59.56 (3) (c) 2. The committee on agriculture and extension education may  
15 enter into joint employment agreements with the university extension or with other  
16 counties and the university extension if the county funds that are committed in the  
17 agreements have been appropriated by the board. Persons so employed under  
18 cooperative agreements and approved by the board of regents shall be considered  
19 employees of both the county and the University of Wisconsin System.

20          **SECTION 391.** 59.56 (3) (f) 1. (intro.) of the statutes is amended to read:

21          59.56 (3) (f) 1. (intro.) A university extension program is authorized, under the  
22 direction and supervision of the county committee on agriculture and extension  
23 education, cooperating with the university extension of the University of Wisconsin  
24 System, and within the limits of funds provided by the board and cooperating state



1 and federal agencies, to make available the necessary facilities and conduct  
2 programs in the following areas:

3 **SECTION 392.** 59.56 (3) (g) of the statutes is amended to read:

4 59.56 (3) (g) *Department of government.* For the purposes of s. 59.22 (2) (d) the  
5 university extension program shall be a department of county government and the  
6 committee on agriculture and extension education shall be the committee which is  
7 delegated the authority to direct and supervise the department. In cooperation with  
8 the university extension of the University of Wisconsin System, the committee on  
9 agriculture and extension education shall have the responsibility to formulate and  
10 execute the university extension program. The university extension shall annually  
11 report to the board its activities and accomplishments.

12 **SECTION 393.** 59.56 (4) of the statutes is amended to read:

13 59.56 (4) UNIVERSITY COLLEGE CAMPUSES. The board may appropriate money for  
14 the construction, remodeling, expansion, acquisition or equipping of land, buildings  
15 and facilities for a University of Wisconsin System college campus, as defined in s.  
16 36.05 (6m), if the operation of it has been approved by the board of regents.

17 **SECTION 394.** 66.0301 (1) (a) of the statutes is amended to read:

18 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section  
19 “municipality” means the state or any department or agency thereof, the University  
20 of Wisconsin-Madison, or any city, village, town, county, school district, public  
21 library system, public inland lake protection and rehabilitation district, sanitary  
22 district, farm drainage district, metropolitan sewerage district, sewer utility district,  
23 solid waste management system created under s. 59.70 (2), local exposition district  
24 created under subch. II of ch. 229, local professional baseball park district created  
25 under subch. III of ch. 229, local professional football stadium district created under

1 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,  
2 transit authority created under s. 66.1039, long-term care district under s. 46.2895,  
3 water utility district, mosquito control district, municipal electric company, county  
4 or city transit commission, commission created by contract under this section,  
5 taxation district, regional planning commission, housing authority created under s.  
6 66.1201, redevelopment authority created under s. 66.1333, community  
7 development authority created under s. 66.1335, or city-county health department.

8 **SECTION 395.** 66.0703 (6) of the statutes is amended to read:

9 66.0703 (6) A copy of the report when completed shall be filed with the  
10 municipal clerk for public inspection. If property of the state or the University of  
11 Wisconsin-Madison may be subject to assessment under s. 66.0705, the municipal  
12 clerk shall file a copy of the report with the state agency which manages the property  
13 or if the property is university property, with the University of Wisconsin-Madison.  
14 If the assessment to the property of the state or the University of Wisconsin-Madison  
15 for a project, as defined under s. 66.0705 (2), is \$50,000 or more, the state agency or  
16 the University of Wisconsin-Madison shall submit a request for approval of the  
17 assessment, with its recommendation, to the building commission. The building  
18 commission shall review the assessment and shall determine within 90 days of the  
19 date on which the commission receives the report if the assessment is just and legal  
20 and if the proposed improvement is compatible with state or university plans for the  
21 facility which is the subject of the proposed improvement. If the building commission  
22 so determines, it shall approve the assessment. No project in which the property of  
23 the state or the University of Wisconsin-Madison is assessed at \$50,000 or more may  
24 be commenced and no contract on the project may be let without approval of the  
25 assessment by the building commission under this subsection. The building

1 commission shall submit a copy of its determination under this subsection to the  
2 state agency that manages the property which is the subject of the determination or  
3 if the property is university property, to the University of Wisconsin-Madison.

\*\*\*\*NOTE: This treatment maintains the existing requirement for the Building Commission to approve special assessments by local governments against state and university property. The power could be given to the UW for assessments levied on UW property, but that would empower the UW to approve its own assessments and would preclude consistent standards from being applied statewide.

4 **SECTION 396.** 66.0705 of the statutes is amended to read:

5 **66.0705 Property of public and private entities subject to special**  
6 **assessments.** (1) (a) The property of this state and the University of  
7 Wisconsin-Madison, except that held for highway right-of-way purposes or  
8 acquired and held for purposes under s. 85.09, and the property of every county, city,  
9 village, town, school district, sewerage district or commission, sanitary or water  
10 district or commission, or any public board or commission within this state, and of  
11 every corporation, company or individual operating any railroad, telegraph,  
12 telecommunications, electric light or power system, or doing any of the business  
13 mentioned in ch. 76, and of every other corporation or company is in all respects  
14 subject to all special assessments for local improvements.

15 (b) Certificates and improvement bonds for special assessments may be issued  
16 and the lien of the special assessments enforced against property described in par.  
17 (a), except property of the state and the University of Wisconsin-Madison, in the  
18 same manner and to the same extent as the property of individuals. Special  
19 assessments on property described in par. (a) may not extend to the right, easement  
20 or franchise to operate or maintain railroads, telegraph, telecommunications or  
21 electric light or power systems in streets, alleys, parks or highways. The amount  
22 represented by any certificate or improvement bond issued under this paragraph is

1 a debt due personally from the corporation, company or individual, payable in the  
2 case of a certificate when the taxes for the year of its issue are payable, and in the  
3 case of a bond according to the terms of the bond.

4 (2) In this subsection, "assessment" means a special assessment on property  
5 of this state and the University of Wisconsin-Madison and "project" means any  
6 continuous improvement within overall project limits regardless of whether small  
7 exterior segments are left unimproved. If the assessment of a project is less than  
8 \$50,000, or if the assessment of a project is \$50,000 or more and the building  
9 commission approves the assessment under s. 66.0703 (6), the state agency which  
10 manages the property or the University of Wisconsin-Madison, if the university  
11 manages the property, shall pay the assessment from the revenue source which  
12 supports the general operating costs of the agency or program against which the  
13 assessment is made or, in the case of the University of Wisconsin-Madison, from any  
14 available revenue source.

15 **SECTION 397.** 70.11 (3) (d) of the statutes is created to read:

16 70.11 (3) (d) Notwithstanding the provisions of s. 70.11 (intro.) that relate to  
17 leased property or that impose other limitations, all property owned or leased by the  
18 University of Wisconsin-Madison, provided that use of the property is primarily  
19 related to the purposes of the University of Wisconsin-Madison.

\*\*\*\*NOTE: We don't think we can create a provision comparable to s. 70.11 (3) (c),  
as s. 70.11 (3) (c) refers to "[a]ll buildings, equipment and leasehold interests in lands  
described in s. 36.06, 1971 stats., and s. 37.02 (3), 1971 stats.," and, unless we are wrong,  
no current law provisions are comparable to the cited provisions under the 1971 stats.  
Does the above accomplish your intent? Note that the above is similar to the property tax  
exemption for the Wisconsin Aerospace Authority under s. 70.11 (38m).

20 **SECTION 398.** 70.119 (3) (e) of the statutes is amended to read:

21 70.119 (3) (e) "State facilities" means all property owned and operated by the  
22 state for the purpose of carrying out usual state functions, including the campus of

1 the University of Wisconsin-Madison and the branch campuses of the university  
2 University of Wisconsin system but not including land held for highway  
3 right-of-way purposes.

4 **SECTION 399.** 70.119 (4) of the statutes is amended to read:

5 70.119 (4) The department shall be responsible for negotiating with  
6 municipalities on payments for municipal services and may delegate certain  
7 responsibilities of negotiation to other state agencies or to the University of  
8 Wisconsin-Madison or the University of Wisconsin Hospitals and Clinics Authority.  
9 Prior to negotiating with municipalities the department shall submit guidelines for  
10 negotiation to the committee for approval.

11 **SECTION 400.** 70.58 (1) of the statutes is amended to read:

12 70.58 (1) Except as provided in sub. (2), there is levied an annual tax of  
13 two-tenths of one mill for each dollar of the assessed valuation of the property of the  
14 state as determined by the department of revenue under s. 70.57, for the purpose of  
15 acquiring, preserving and developing the forests of the state and for the purpose of  
16 forest crop law and county forest law administration and aid payments, for grants  
17 to forestry cooperatives under s. ~~36.56~~ 37.56, and for the acquisition, purchase and  
18 development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax  
19 to be paid into the conservation fund. The tax shall not be levied in any year in which  
20 general funds are appropriated for the purposes specified in this section, equal to or  
21 in excess of the amount which the tax would produce.

22 **SECTION 401.** 71.07 (5r) (a) 6. a. of the statutes is amended to read:

23 71.07 (5r) (a) 6. a. A University of Wisconsin System institution, the University  
24 of Wisconsin-Madison, a technical college system institution, or a regionally

1 accredited 4-year nonprofit college or university having its regional headquarters  
2 and principal place of business in this state.

3 **SECTION 402.** 71.10 (5f) (i) of the statutes is amended to read:

4 71.10 (5f) (i) *Appropriations and payment*. From the moneys received from  
5 designations for the breast cancer research program, an amount equal to the sum of  
6 administrative expenses, including data processing costs, certified under par. (h) 1.  
7 shall be deposited in the general fund and credited to the appropriation account  
8 under s. 20.566 (1) (hp), and, of the net amount remaining that is certified under par.  
9 (h) 3., an amount equal to 50 percent shall be credited to the appropriation account  
10 under s. 20.250 (2) (g) and an amount equal to 50 percent shall be credited to the  
11 appropriation account under s. 20.285 (1) (gm) paid to the University of  
12 Wisconsin-Madison for breast cancer research conducted by the University of  
13 Wisconsin Carbone Cancer Center.

14 **SECTION 403.** 71.10 (5h) (i) of the statutes is amended to read:

15 71.10 (5h) (i) *Appropriations, ~~disbursement of funds to the fund~~ and payment*.  
16 From the moneys received from designations for the prostate cancer research  
17 program, an amount equal to the sum of administrative expenses, including data  
18 processing costs, certified under par. (h) 1. shall be deposited in the general fund and  
19 credited to the appropriation account under s. 20.566 (1) (hp), and of the net amount  
20 remaining that is certified under par. (h) 3. an amount equal to 50 percent shall be  
21 credited to the appropriation accounts account under ss. s. 20.250 (2) (h) and 20.285  
22 (1) (gm) and amount equal to 50 percent shall be paid to the University of  
23 Wisconsin-Madison, for the use specified under s. 255.054 (1).

24 **SECTION 404.** 71.26 (1) (be) of the statutes, as affected by 2011 Wisconsin Act  
25 7, is amended to read:

1           71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin  
2           Hospitals and Clinics Authority, of the University of Wisconsin-Madison, of the  
3           Health Insurance Risk-Sharing Plan Authority, of the Wisconsin Quality Home  
4           Care Authority, of the Fox River Navigational System Authority, of the Wisconsin  
5           Economic Development Corporation, and of the Wisconsin Aerospace Authority.

      \*\*\*NOTE: You instructed us to include the corporate tax exemption in s. 71.26 (1)  
(b) (political units). However, because the UW is created as an authority, the above  
exemption is appropriate.

6           **SECTION 405.** 71.28 (5r) (a) 6. a. of the statutes is amended to read:

7           71.28 (5r) (a) 6. a. A University of Wisconsin System institution, the University  
8           of Wisconsin-Madison, a technical college system institution, or a regionally  
9           accredited 4-year nonprofit college or university having its regional headquarters  
10          and principal place of business in this state.

11          **SECTION 406.** 71.47 (5r) (a) 6. a. of the statutes is amended to read:

12          71.47 (5r) (a) 6. a. A University of Wisconsin System institution, the University  
13          of Wisconsin-Madison, a technical college system institution, or a regionally  
14          accredited 4-year nonprofit college or university having its regional headquarters  
15          and principal place of business in this state.

16          **SECTION 407.** 73.12 (1) (b) of the statutes is amended to read:

17          73.12 (1) (b) "Vendor" means a person providing goods or services to this state  
18          or the University of Wisconsin-Madison under subch. IV or V of ch. 16 or under ch.  
19          84.

20          **SECTION 408.** 73.12 (2) of the statutes is amended to read:

21          73.12 (2) REQUEST FOR SETOFF. The department of revenue may request the  
22          department of administration to proceed under sub. (3) against any vendor who owes  
23          a tax. A request under this subsection consists of identification of the vendor and of

1 the vendor's contracts with this state or the University of Wisconsin-Madison and  
2 notice to the vendor of the request for a setoff.

3 **SECTION 409.** 73.12 (3) of the statutes is amended to read:

4 73.12 (3) SETOFF. Upon receipt of a request under sub. (2), the department of  
5 administration shall begin to set off against amounts owed by this state or the  
6 University of Wisconsin-Madison to a vendor taxes owed to this state by that vendor  
7 until those taxes are paid in full. If the secretary of administration determines,  
8 within 30 days after receipt of a request for setoff, that the vendor against whom  
9 setoff is requested is either an essential supplier of critical commodities or the only  
10 vendor from whom a necessary good or service can be obtained and notifies the  
11 secretary of revenue of that determination, the department of administration shall  
12 waive the right of setoff and the department of administration shall pay to the vendor  
13 the amounts set off. The department of administration or the University of  
14 Wisconsin-Madison shall, within 30 days after the end of each calendar quarter,  
15 transfer to the department of revenue the taxes set off during the previous calendar  
16 quarter for deposit in the general fund, or in the transportation fund in respect to  
17 taxes owed under ch. 78, and shall notify the department of revenue of the amounts  
18 set off against each vendor.

19 **SECTION 410.** 73.12 (5) of the statutes is amended to read:

20 73.12 (5) LIABILITY PRECLUDED. Exchange of information required to administer  
21 this section does not result in liability under s. 71.78, 72.06, 77.61 (5), 78.80 (3) or  
22 139.38 (6). The department of administration or the University of  
23 Wisconsin-Madison is not liable to any vendor because of setoffs under this section.

24 **SECTION 411.** 73.12 (7) of the statutes is amended to read:



1           73.12 (7) TAX IDENTIFICATION INFORMATION. The department of administration  
2           and the University of Wisconsin-Madison may collect from vendors and provide to  
3           the department of revenue any tax identification information that the department  
4           of revenue requires to administer the program under this section.

5           **SECTION 412.** 77.54 (9a) (a) of the statutes, as affected by 2011 Wisconsin Act  
6           7, is amended to read:

7           77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin  
8           Hospitals and Clinics Authority, the University of Wisconsin-Madison, the  
9           Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
10          the Wisconsin Quality Home Care Authority, the Wisconsin Economic Development  
11          Corporation, and the Fox River Navigational System Authority.

        \*\*\*\*NOTE: The above exempts the UW from paying state and local sales and use  
        taxes.

12          **SECTION 413.** 84.27 of the statutes is amended to read:

13          **84.27 Institution roads.** The department may administer a program to  
14          improve highways forming convenient connections between the University of  
15          Wisconsin System, the University of Wisconsin-Madison, and state charitable or  
16          penal institutions, and the state trunk highway system, or to construct roadways  
17          under or over state trunk highways that pass through the grounds thereof, or to  
18          construct and maintain all drives and roadways on such grounds or the grounds of  
19          the state capitol. Within the limitations and for the purposes of this section, work  
20          may be performed by or under the supervision or authority of the department, upon  
21          the request for such work filed by the ~~board of regents~~ <sup>Board of Regents</sup> of the University of Wisconsin  
22          System, the board of trustees of the University of Wisconsin-Madison, or the state  
23          boards, commissions, departments or officers, respectively, as to such work in

## SECTION 413

1 connection with the institution controlled by them. The cost of any work under this  
2 section shall be the responsibility of the ~~board of regents~~ <sup>↓ Board of Regents</sup> of the University of  
3 Wisconsin System, the board of trustees of the University of Wisconsin-Madison, or  
4 the state boards, commissions, departments or officers involved.

5 SECTION 414. 92.025 (4) of the statutes is amended to read:

6 92.025 (4) INTERIM GOAL; STATE-RUN FARMS. The soil erosion rate on individual  
7 cropland fields of farms owned by the University of Wisconsin System, the University  
8 of Wisconsin-Madison, or any other department or agency of state government does  
9 not exceed the tolerable soil erosion level on or after July 1, 1990.

10 SECTION 415. 92.04 (2) (g) of the statutes is amended to read:

11 92.04 (2) (g) *Advise the University of Wisconsin System and University of*  
12 *Wisconsin-Madison.* The board shall advise the University of Wisconsin System and  
13 University of Wisconsin-Madison annually on needed research and educational  
14 programs relating to soil and water conservation.

15 SECTION 416. 92.05 (3) (d) of the statutes is amended to read:

16 92.05 (3) (d) *Advise University of Wisconsin System and University of*  
17 *Wisconsin-Madison.* The department shall advise the University of Wisconsin  
18 System and University of Wisconsin-Madison annually on developing research and  
19 educational programs relating to soil and water conservation.

20 SECTION 417. 92.07 (5) of the statutes is amended to read:

21 92.07 (5) EDUCATIONAL AND OTHER PROGRAMS. Each land conservation  
22 committee may encourage research and educational, informational and public  
23 service programs, advise the University of Wisconsin-Madison and University of  
24 Wisconsin System on educational needs and assist the University of

1 Wisconsin-Madison and University of Wisconsin System and the department in  
2 implementing educational programs under ss. ~~36.25~~ 37.25 (7), 59.56 (3) and 92.05.

\*\*\*\*NOTE: Given that s. 36.25 (7) is transferred to s. 37.25 (7), is it okay to refer to both the UW and the UW System in the above?

3 **SECTION 418.** 101.123 (2) (d) 4. of the statutes is amended to read:

4 101.123 (2) (d) 4. A location that is 25 feet or less from a residence hall or  
5 dormitory that is owned or operated by the Board of Regents of the University of  
6 Wisconsin System or Board of Trustees of the University of Wisconsin-Madison.

7 **SECTION 419.** 101.14 (4) (b) 3. a. of the statutes is amended to read:

8 101.14 (4) (b) 3. a. Every residence hall and dormitory over 60 feet in height,  
9 the initial construction of which was begun before April 26, 2000, that is owned or  
10 operated by the ~~board of regents~~ Board of Regents of the University of Wisconsin  
11 System or the Board of Trustees of the University of Wisconsin-Madison to contain  
12 an automatic fire sprinkler system on each floor by January 1, 2006, except that  
13 those rules shall not apply to Ogg Residence Hall at the University of  
14 Wisconsin-Madison until January 1, 2008.

15 **SECTION 420.** 101.14 (4) (b) 3. b. of the statutes is amended to read:

16 101.14 (4) (b) 3. b. Every residence hall and dormitory, the initial construction  
17 of which is begun on or after April 26, 2000, that is owned or operated by the ~~board~~  
18 ~~of regents~~ Board of Regents of the University of Wisconsin System or the Board of  
19 Trustees of the University of Wisconsin-Madison to have an automatic fire sprinkler  
20 system installed on each floor at the time the residence hall or dormitory is  
21 constructed.

22 **SECTION 421.** 101.14 (4) (b) 3. c. of the statutes is amended to read:

1           101.14 (4) (b) 3. c. Every residence hall and dormitory over 60 feet in height,  
2           the initial construction of which was begun before January 7, 2006, that is owned or  
3           operated by an institution of higher education, other than a residence hall or  
4           dormitory that is owned or operated by the Board of Regents of the University of  
5           Wisconsin System or the Board of Trustees of the University of Wisconsin-Madison,  
6           to contain an automatic fire sprinkler system on each floor by January 1, 2014.

7           **SECTION 422.** 101.14 (4) (b) 3. d. of the statutes is amended to read:

8           101.14 (4) (b) 3. d. Every residence hall and dormitory, the initial construction  
9           of which is begun on or after January 7, 2006, that is owned or operated by an  
10          institution of higher education, other than a residence hall or dormitory that is  
11          owned or operated by the Board of Regents of the University of Wisconsin System or  
12          the Board of Trustees of the University of Wisconsin-Madison, to have an automatic  
13          fire sprinkler system installed on each floor at the time the residence hall or  
14          dormitory is constructed.

15          **SECTION 423.** 111.81 (7) (h) of the statutes is created to read:

16          111.81 (7) (h) Staff appointed by the Board of Trustees of the University of  
17          Wisconsin-Madison under s. 37.19 (2), except limited term employees, sessional  
18          employees, project employees, supervisors, management employees, and individuals  
19          who are privy to confidential matters affecting the employer-employee relationship.

20          **SECTION 424.** 111.81 (8) of the statutes is amended to read:

21          111.81 (8) "Employer" means the state of Wisconsin, or, with respect to the  
22          employees under sub. (7) (h), the University of Wisconsin-Madison.

23          **SECTION 425.** 111.81 (15m) of the statutes is amended to read:

24          111.81 (15m) "Program assistant" or "project assistant" means a graduate  
25          student enrolled in the University of Wisconsin System or at the University of

*changed*  
*\* that note: we changed the cross-reference from*  
*s. 37.19(2) to s. 37.19(1). Is that okay?*

1 Wisconsin-Madison who is assigned to conduct research, training, administrative  
2 responsibilities or other academic or academic support projects or programs, except  
3 regular preparation of instructional materials for courses or manual or clerical  
4 assignments, under the supervision of a member of the faculty or academic staff, as  
5 defined in s. 36.05 (1) or (8) or 37.01 (5), primarily for the benefit of the university,  
6 faculty or academic staff supervisor or a granting agency. "Project assistant" or  
7 "program assistant" does not include a graduate student who does work which is  
8 primarily for the benefit of the student's own learning and research and which is  
9 independent or self-directed.

10 **SECTION 426.** 111.81 (17m) of the statutes is amended to read:

11 111.81 (17m) "Research assistant" means a graduate student enrolled in the  
12 University of Wisconsin System or at the University of Wisconsin-Madison who is  
13 receiving a stipend to conduct research that is primarily for the benefit of the  
14 student's own learning and research and which is independent or self-directed, but  
15 does not include students provided fellowships, scholarships, or traineeships which  
16 are distributed through other titles such as advanced opportunity fellow, fellow,  
17 scholar, or trainee, and does not include students with either an F-1 or a J-1 visa  
18 issued by the federal department of state.

19 **SECTION 427.** 111.81 (19m) of the statutes is amended to read:

20 111.81 (19m) "Teaching assistant" means a graduate student enrolled in the  
21 University of Wisconsin System or at the University of Wisconsin-Madison who is  
22 regularly assigned teaching and related responsibilities, other than manual or  
23 clerical responsibilities, under the supervision of a member of the faculty as defined  
24 in s. 36.05 (8) or 37.01 (5).

25 **SECTION 428.** 111.815 (1) of the statutes is amended to read:

111.815 (1) In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the state service shall be as consistent as practicable. The office shall negotiate and administer collective bargaining agreements except that the department of health services, subject to the approval of the federal centers for medicare and medicaid services to use collective bargaining as the method of setting rates for reimbursement of home care providers, shall negotiate and administer collective bargaining agreements entered into with the collective bargaining unit specified in s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements, the office, or the department of health services with regard to collective bargaining agreements entered into with the collective bargaining unit specified in s. 111.825 (2g), shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those agreements. Except with respect to the collective bargaining units specified in s. 111.825 (1g), (1m), (2) (f), and (2g), the office is responsible for the employer functions of the executive branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch shall act upon those portions of tentative agreements negotiated by the office that require legislative action. With respect to the collective bargaining units specified in s. 111.825 (1g), the University of Wisconsin-Madison is responsible for the employer functions under this subchapter. With respect to the collective bargaining units specified in s. 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 (2) (f), the governing board of the charter school established by contract under s. 118.40 (2r) (cm) is responsible for the

1 employer functions under this subchapter. With respect to the collective bargaining  
2 unit specified in s. 111.825 (2g), the department of health services is responsible for  
3 the employer functions of the executive branch under this subchapter.

4 **SECTION 429.** 111.815 (2) of the statutes is amended to read:

5 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the director of  
6 the office shall, together with the appointing authorities or their representatives,  
7 represent the state in its responsibility as an employer under this subchapter except  
8 with respect to negotiations in the collective bargaining units specified in s. 111.825  
9 (1g), (1m), (2) (f), and (2g). The director of the office shall establish and maintain,  
10 wherever practicable, consistent employment relations policies and practices  
11 throughout the state service.

12 **SECTION 430.** 111.825 (1g) of the statutes is created to read:

13 111.825 (1g) Collective bargaining units at the University of  
14 Wisconsin-Madison are structured with one or more collective bargaining units for  
15 each of the following groups:

16 (a) Program assistants; project assistants; and teaching assistants of the  
17 University of Wisconsin-Madison.

18 (b) Research assistants of the University of Wisconsin-Madison.

19 (c) Employees under s. 111.81 (7) (h) who are not included under par. (a) or (b).

20 **SECTION 431.** 111.825 (2) (a) of the statutes is amended to read:

21 111.825 (2) (a) The program, project and teaching assistants of the University  
22 ~~of Wisconsin-Madison and the University of Wisconsin-Extension.~~

23 **SECTION 432.** 111.825 (2) (g) of the statutes is amended to read:

24 111.825 (2) (g) Research assistants of the ~~University of Wisconsin-Madison~~  
25 ~~and University of Wisconsin-Extension.~~

1       **SECTION 433.** 111.825 (3) of the statutes is amended to read:

2       111.825 (3) The commission shall assign employees to the appropriate  
3 collective bargaining units set forth in subs. (1), (1g), (1m), (2), and (2g).

4       **SECTION 434.** 111.825 (4) of the statutes is amended to read:

5       111.825 (4) Any labor organization may petition for recognition as the exclusive  
6 representative of a collective bargaining unit specified in sub. (1), (1g), (1m), (2), or  
7 (2g) in accordance with the election procedures set forth in s. 111.83, provided the  
8 petition is accompanied by a 30% showing of interest in the form of signed  
9 authorization cards. Each additional labor organization seeking to appear on the  
10 ballot shall file petitions within 60 days of the date of filing of the original petition  
11 and prove, through signed authorization cards, that at least 10% of the employees  
12 in the collective bargaining unit want it to be their representative.

13       **SECTION 435.** 111.84 (2) (c) of the statutes is amended to read:

14       111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91  
15 (1) with the duly authorized officer or agent of the employer which is the recognized  
16 or certified exclusive collective bargaining representative of employees specified in  
17 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified  
18 exclusive collective bargaining representative of employees specified in s. 111.81 (7)  
19 (b) to ~~(g)~~ (h) in an appropriate collective bargaining unit. Such refusal to bargain  
20 shall include, but not be limited to, the refusal to execute a collective bargaining  
21 agreement previously orally agreed upon.

22       **SECTION 436.** 111.915 of the statutes is amended to read:

23       **111.915 Labor proposals.** The Except with respect to a collective bargaining  
24 unit specified in s. 111.825 (1g), the director of the office shall notify and consult with  
25 the joint committee on employment relations, in such form and detail as the



1 committee requests, regarding substantial changes in wages, employee benefits,  
2 personnel management, and program policy contract provisions to be included in any  
3 contract proposal to be offered to any labor organization by the state or to be agreed  
4 to by the state before such proposal is actually offered or accepted.

5 **SECTION 437.** 111.92 (1) (am) of the statutes is created to read:

6 111.92 (1) (am) Any tentative agreement reached between the University of  
7 Wisconsin-Madison, acting for the state, and any labor organization representing a  
8 collective bargaining unit specified in s. 111.825 (1g) shall, after official ratification  
9 by the labor organization, be executed by the parties.

10 **SECTION 438.** 111.93 (2) of the statutes is amended to read:

11 111.93 (2) All civil service and other applicable statutes concerning wages,  
12 fringe benefits, hours and conditions of employment apply to employees specified in  
13 s. 111.81 (7) (a) who are not included in collective bargaining units for which a  
14 representative is recognized or certified and to employees specified in s. 111.81 (7)  
15 (b) to (f) and (h) who are not included in a collective bargaining unit for which a  
16 representative is certified.

17 **SECTION 439.** 111.93 (3) of the statutes is amended to read:

18 111.93 (3) Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),  
19 230.35 (2d) and (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement  
20 exists between the employer and a labor organization representing employees in a  
21 collective bargaining unit, the provisions of that agreement shall supersede the  
22 provisions of civil service and other applicable statutes, as well as rules and policies  
23 of the ~~board of regents~~ <sup>Board of Regents</sup> of the University of Wisconsin System and rules and policies  
24 of the Board of Trustees of the University of Wisconsin-Madison, related to wages,  
25 fringe benefits, hours, and conditions of employment whether or not the matters

1 contained in those statutes, rules, and policies are set forth in the collective  
2 bargaining agreement.

3 **SECTION 440.** 111.935 (2) of the statutes is amended to read:

4 111.935 (2) Notwithstanding s. 111.83 (2), the commission shall establish a  
5 procedure whereby research assistants may determine whether to form themselves  
6 into collective bargaining units under s. 111.825 (1g) (b) or (2) (g), (h), or (i) by  
7 authorization cards in lieu of secret ballot. The procedure shall provide that once a  
8 majority of research assistants have indicated their preference on the authorization  
9 cards to form themselves into a collective bargaining unit, the collective bargaining  
10 unit is established.

\*\*\*\*NOTE: This subch. V of chapter 111 is substantially affected by the Special  
Session Budget Repair Bill. It will need to be reconciled with the Act; I have not included  
those treatments because it may be amended as it travels through the legislative process.  
Subchapter VI is being repealed by that bill. If any part is not repealed, we will amend  
those sections in this bill after the budget repair bill passes both houses.

11 **SECTION 441.** 115.297 (1) (a) of the statutes is amended to read:

12 115.297 (1) (a) "Agencies" means the department, the ~~board of regents~~ Board  
13 of Regents of the University of Wisconsin System, the Board of Trustees of the  
14 University of Wisconsin-Madison, the technical college system board, and the  
15 Wisconsin Association of Independent Colleges and Universities.

16 **SECTION 442.** 115.43 (2) (b) of the statutes is amended to read:

17 115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege  
18 scholarships, on a competitive basis, to economically disadvantaged pupils who  
19 enroll in a technical college or in college or university classes or programs designed  
20 to improve academic skills that are essential for success in postsecondary school  
21 education. The state superintendent shall give preference to economically

1       disadvantaged pupils who are inadequately represented in the technical college and  
2       University of Wisconsin Systems and the University of Wisconsin-Madison.

3               **SECTION 443.** 116.01 of the statutes is amended to read:

4               **116.01 Purpose.** The organization of school districts in Wisconsin is such that  
5       the legislature recognizes the need for a service unit between the school district and  
6       the state superintendent. The cooperative educational service agencies are designed  
7       to serve educational needs in all areas of Wisconsin by serving as a link both between  
8       school districts and between school districts and the state. Cooperative educational  
9       service agencies may provide leadership, coordination, and education services to  
10      school districts, University of Wisconsin System institutions, the University of  
11      Wisconsin-Madison, and technical colleges. Cooperative educational service  
12      agencies may facilitate communication and cooperation among all public, private,  
13      and tribal schools, and all public and private agencies and organizations, that  
14      provide services to pupils.

15              **SECTION 444.** 116.032 (1) of the statutes is amended to read:

16              116.032 (1) Subject to subs. (2) to (5), for the purpose of providing services to  
17      pupils, a board of control may contract with school districts, University of Wisconsin  
18      System institutions, the University of Wisconsin-Madison, technical college district  
19      boards, private schools, tribal schools, and agencies or organizations that provide  
20      services to pupils. A board of control may also contract with one or more school  
21      boards to operate a charter school under s. 118.40 (3) (c).

22              **SECTION 445.** 118.40 (2r) (b) 1. g. of the statutes is created to read:

23              118.40 (2r) (b) 1. g. The chancellor of the University of Wisconsin-Madison.

24              **SECTION 446.** 118.55 (1) of the statutes is amended to read:

1           118.55 (1) DEFINITION. In this section, "institution of higher education" means  
2           an institution within the University of Wisconsin System, the University of  
3           Wisconsin-Madison, a tribally controlled college or a private, nonprofit institution  
4           of higher education located in this state.

5           **SECTION 447.** 118.55 (5) (a) of the statutes is amended to read:

6           118.55 (5) (a) If the pupil is attending an institution within the University of  
7           Wisconsin System or the University of Wisconsin-Madison, the actual cost of tuition,  
8           fees, books and other necessary materials directly related to the course.

9           **SECTION 448.** 125.02 (3m) of the statutes is amended to read:

10          125.02 (3m) "Campus" has the meaning given under s. 36.05 (3) and s. 37.01  
11          (4).

12          **SECTION 449.** 146.59 (2) (b) of the statutes is amended to read:

13          146.59 (2) (b) If a contractual services agreement is terminated under s. 233.04  
14          (4m) (b), the University of Wisconsin Hospitals and Clinics Board may negotiate and  
15          enter into a contractual services agreement with the University of Wisconsin  
16          Hospitals and Clinics Authority or the ~~board of regents~~ Board of Trustees of the  
17          University of ~~Wisconsin System~~ Wisconsin-Madison under s. 233.04 (4m) (b).

18          **SECTION 450.** 160.50 (1m) of the statutes is amended to read:

19          160.50 (1m) FUNDING FOR GROUNDWATER RESEARCH. The groundwater  
20          coordinating council shall advise the secretary of administration on the allocation of  
21          funds appropriated to the ~~board of regents~~ Board of Regents of the University of  
22          Wisconsin System under s. 20.285 (1) (a) and the Board of Trustees of the University  
23          of Wisconsin-Madison under s. 20.280 (1) (a) for groundwater research.

24          **SECTION 451.** 165.25 (8r) of the statutes is created to read:

1           165.25 (8r) BOARD OF TRUSTEES OF THE UNIVERSITY OF WISCONSIN. In subs. (1),  
2           (1m), (6) and (6m), treat the Board of Trustees of the University of  
3           Wisconsin-Madison as a department of state government and any official, employee,  
4           or agent of the Board of Trustees as a state official, employee or agent.

5           **SECTION 452.** 174.13 (2) of the statutes is amended to read:

6           174.13 (2) Any officer or pound which has custody of an unclaimed dog may  
7           release the dog to the University of Wisconsin System, the University of  
8           Wisconsin-Madison, the Medical College of Wisconsin, Inc., or to any other  
9           educational institution of higher learning chartered under the laws of the state and  
10          accredited to the University of Wisconsin System or University of  
11          Wisconsin-Madison, upon requisition by the institution. The requisition shall be in  
12          writing, shall bear the signature of an authorized agent, and shall state that the dog  
13          is requisitioned for scientific or educational purposes. If a requisition is made for a  
14          greater number of dogs than is available at a given time, the officer or pound may  
15          supply those immediately available and may withhold from other disposition all  
16          unclaimed dogs coming into the officer's or pound's custody until the requisition is  
17          fully discharged, excluding impounded dogs as to which ownership is established  
18          within a reasonable period. A dog left by its owner for disposition is not considered  
19          an unclaimed dog under this section. If operated by a county, city, village or town,  
20          the officer or pound is entitled to the payment of \$1 for each dog requisitioned. An  
21          institution making a requisition shall provide for the transportation of the dog.

22          **SECTION 453.** 227.01 (1) of the statutes is amended to read:

23          227.01 (1) "Agency" means a board, commission, committee, department or  
24          officer in the state government, except the governor, a district attorney, or a military  
25          or judicial officer, and in subch. II includes the Board of Trustees of the University

1 of Wisconsin-Madison with respect to rules promulgated under s. 37.11 (1m) (a), (c),  
2 and (cm) and (8).

3 **SECTION 454.** 230.03 (3) of the statutes, as affected by 2011 Wisconsin Act 7,  
4 is amended to read:

5 230.03 (3) "Agency" means any board, commission, committee, council, or  
6 department in state government or a unit thereof created by the constitution or  
7 statutes if such board, commission, committee, council, department, unit, or the  
8 head thereof, is authorized to appoint subordinate staff by the constitution or  
9 statute, except a legislative or judicial board, commission, committee, council,  
10 department, or unit thereof or an authority created under subch. II of ch. 114 or  
11 subch. III of ch. 149 or under ch. 37, 52, 231, 232, 233, 234, 235, 237, 238, or 279.

12 "Agency" does not mean any local unit of government or body within one or more local  
13 units of government that is created by law or by action of one or more local units of  
14 government.

15 **SECTION 455.** 233.01 (3) of the statutes is repealed.

16 **SECTION 456.** 233.01 (3m) of the statutes is created to read:

17 233.01 (3m) "Board of Trustees" means the Board of Trustees of the University  
18 of Wisconsin-Madison.

19 **SECTION 457.** 233.01 (6) of the statutes is amended to read:

20 233.01 (6) "Lease agreement" means the lease agreement that is required to  
21 be entered into between the board of directors and the ~~board of regents~~ Board of  
22 Trustees under s. 233.04 (7) or a lease agreement that is entered into between the  
23 board of directors and the ~~board of regents~~ Board of Trustees under s. 233.04 (7g).

24 **SECTION 458.** 233.01 (7) of the statutes is amended to read:

1           233.01 (7) "On-campus facilities" means facilities that are located on land  
2 owned by the state or the University of Wisconsin-Madison, that are under the  
3 control of the ~~board of regents~~ the Board of Trustees and that are primarily related  
4 to the operation of the University of Wisconsin Hospitals and Clinics and its related  
5 services.

      \*\*\*\*NOTE: This treatment, together with s. 13.48 (28), stats., maintains existing law  
that requires the Building Commission to avoid contracting state debt for facilities  
intended for use by UWHCA that would be located on existing campus property.

6           **SECTION 459.** 233.02 (1) (b) of the statutes is amended to read:

7           233.02 (1) (b) Three members of the ~~board of regents~~ Board of Trustees  
8 appointed by the ~~president~~ chairperson of the ~~board of regents~~ Board of Trustees.

9           **SECTION 460.** 233.02 (1) (d) of the statutes is amended to read:

10          233.02 (1) (d) The dean of the University of ~~Wisconsin-Madison Medical~~  
11 Wisconsin School of Medicine and Public Health.

12          **SECTION 461.** 233.02 (1) (e) of the statutes is amended to read:

13          233.02 (1) (e) A chairperson of a department at the University of  
14 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,  
15 appointed by the chancellor of the University of Wisconsin-Madison.

16          **SECTION 462.** 233.02 (1) (f) of the statutes is amended to read:

17          233.02 (1) (f) A faculty member of a ~~health professions~~ <sup>s</sup>school of the University  
18 of Wisconsin-Madison ~~health professions school~~, other than the University of  
19 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,  
20 appointed by the chancellor of the University of Wisconsin-Madison.

21          **SECTION 463.** 233.03 (2) of the statutes is amended to read:

22          233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have  
23 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts

**SECTION 463**

1 or grants, but not including research grants in which the grant investigator is an  
2 employee of the ~~board of regents~~ Board of Trustees; accept bequests or loans; accept  
3 and comply with any lawful conditions attached to federal financial assistance; and  
4 make and execute other instruments necessary or convenient to the exercise of the  
5 powers of the authority.

6 **SECTION 464.** 233.03 (10) of the statutes is amended to read:

7 233.03 (10) Enter into procurement contracts with the ~~board of regents~~ Board  
8 of Trustees or joint contracts with the ~~board of regents~~ Board of Trustees for  
9 procurements from 3rd parties and may enter into other contracts, rental  
10 agreements and cooperative agreements and other necessary arrangements with the  
11 ~~board of regents~~ Board of Trustees which may be necessary and convenient for the  
12 missions, purposes, objects and uses of the authority authorized by law.

13 **SECTION 465.** 233.04 (1) of the statutes is amended to read:

14 233.04 (1) By October 1, 1997, and annually thereafter, submit to the chief  
15 clerk of each house of the legislature under s. 13.172 (2), the ~~president~~ chairperson  
16 of the ~~board of regents~~ Board of Trustees, the secretary of administration and the  
17 governor a report on the patient care, education, research and community service  
18 activities and accomplishments of the authority and an audited financial statement,  
19 certified by an independent auditor, of the authority's operations.

20 **SECTION 466.** 233.04 (3b) (b) of the statutes is amended to read:

21 233.04 (3b) (b) Paragraph (a) does not apply unless a lease agreement under  
22 sub. (7) or (7g) and an affiliation agreement under sub. (7m) or (7p) are in effect that  
23 comply with all applicable requirements of those provisions. In the event either of  
24 these agreements are not in effect, the on-campus facilities and any improvements,



1 modifications or other facilities specified in sub. (7) (c) shall transfer to the ~~board of~~  
2 ~~regents~~ Board of Trustees.

3 **SECTION 467.** 233.04 (4m) (b) of the statutes is amended to read:

4 233.04 (4m) (b) If a lease agreement under sub. (7) or (7g) or an affiliation  
5 agreement under sub. (7m) or (7p) is not in effect, the contractual services agreement  
6 is terminated and the University of Wisconsin Hospitals and Clinics Board may  
7 negotiate and enter into a contractual services agreement with the board of directors  
8 that meets the requirements under sub. (4) (a) and (b) or with the ~~board of regents~~  
9 Board of Trustees that meets the requirements under s. ~~36.25~~ 37.25 (13g) (c).

10 **SECTION 468.** 233.04 (7) (intro.) of the statutes is amended to read:

11 233.04 (7) (intro.) Subject to s. 233.05 (1) and 1995 Wisconsin Act 27, section  
12 9159 (2) (k), negotiate and enter into a lease agreement with the ~~board of regents~~  
13 Board of Trustees to lease the on-campus facilities beginning on June 29, 1996, for  
14 an initial period of not more than 30 years. The lease agreement shall include all of  
15 the following:

16 **SECTION 469.** 233.04 (7) (e) of the statutes is amended to read:

17 233.04 (7) (e) Any provision necessary to ensure that the general management  
18 and operation of the on-campus facilities are consistent with the mission and  
19 responsibilities of the University of Wisconsin-System Wisconsin-Madison specified  
20 in ss. ~~36.01~~ 37.001 and ~~36.09~~ 37.03.

21 **SECTION 470.** 233.04 (7) (g) of the statutes is amended to read:

22 233.04 (7) (g) A provision that protects the ~~board of regents~~ Board of Trustees  
23 from all liability associated with the management, operation, use or maintenance of  
24 the on-campus facilities. No such provision shall make the authority liable for the  
25 acts or omissions of any officer, employee or agent of the ~~board of regents~~ Board of

1 Trustees, including any student who is enrolled at the University of  
2 Wisconsin-Madison or an institution within the University of Wisconsin System,  
3 unless the officer, employee or agent acts at the direction of the authority.

4 **SECTION 471.** 233.04 (7g) (a) of the statutes is amended to read:

5 233.04 **(7g)** (a) Submit any modification, extension or renewal of the lease  
6 agreement under sub. (7) to the joint committee on finance. No extension or renewal  
7 of the lease agreement may be for a period of more than 30 years. Modification,  
8 extension or renewal of the agreement may be made as proposed by the authority and  
9 the ~~board of regents~~ Board of Trustees only upon approval of the committee.

10 **SECTION 472.** 233.04 (7g) (b) of the statutes is amended to read:

11 233.04 **(7g)** (b) If the committee does not approve an extension or renewal of  
12 the agreement, the on-campus facilities and any improvements, modifications or  
13 other facilities specified in sub. (7) (c) shall transfer to the ~~board of regents~~ Board of  
14 Regents.

15 **SECTION 473.** 233.04 (7m) (intro.) of the statutes is amended to read:

16 233.04 **(7m)** (intro.) Subject to 1995 Wisconsin Act 27, section 9159 (2) (k),  
17 negotiate and enter into an affiliation agreement with the ~~board of regents~~ Board of  
18 Trustees. The affiliation agreement shall take effect on June 29, 1996. The initial  
19 period of the affiliation agreement shall run concurrently with the initial period of  
20 the lease agreement under sub. (7), and the affiliation agreement shall include all  
21 of the following:

22 **SECTION 474.** 233.04 (7m) (c) of the statutes is amended to read:

23 233.04 **(7m)** (c) A provision that requires the development of standards  
24 relating to the selection and financing by the authority of any corporation or  
25 partnership that provides health-related services. The standards shall be